

UNITED STATES DISTRICT COURT

NOV 13 2014

for the
Southern District of Texas

David J. Bradley, Clerk

In the Matter of the Search of)
(Briefly describe the property to be searched)
or identify the person by name and address))U.S. Mail Parcel)
See Attachment A)
SISM-7)

Case No. M-14-2163-M

APPLICATION FOR A SEARCH WARRANT

I, a federal law enforcement officer or an attorney for the government, request a search warrant and state under penalty of perjury that I have reason to believe that there is now concealed on the following person or property located in the Southern District of Texas (identify the person or describe property to be searched and give its location):

U.S. Mail parcel, see Attachment A

The person or property to be searched, described above, is believed to conceal (identify the person or describe the property to be seized):

contraband, , narcotics, narcotics paraphernalia or proceeds

The basis for the search under Fed. R. Crim. P. 41(c) is (check one or more):

- ☒ evidence of a crime;
☒ contraband, fruits of crime, or other items illegally possessed;
☒ property designed for use, intended for use, or used in committing a crime;
☐ a person to be arrested or a person who is unlawfully restrained.

The search is related to a violation of 21 U.S.C. § 841(a)(1), 843, and the application is based on these facts:

Attachment B

☒ Continued on the attached sheet.

☐ Delayed notice of days (give exact ending date if more than 30 days:) is requested under 18 U.S.C. § 3103a, the basis of which is set forth on the attached sheet.

Approved by: Leo J. Leo, III
AUSA

Fernando L Cepeda
Applicant's signature
Fernando L Cepeda, Postal Inspector
Printed name and title

Sworn to before me and signed in my presence.

Date: Nov 13, 2014City and state: McAllen, Texas

Peter Ormsby
Judge's signature
Peter Ormsby, U.S. Magistrate Judge
Printed name and title

ATTACHMENT A

USPS Priority Mail Parcel, Tracking number, 9114 9011 5981 5120 8806 36, measuring approximately 3 1/2" X 14" X 12" addressed to: Roger Wilson, 737 S. Buckeye, kokomo, In 46901, bearing a return address of: Liza Garcia, 123 b E. Lantana St. Apt. A, South Padre, Island, TX 78597.

ATTACHMENT B

COUNTY OF HIDALGO

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STATE OF TEXAS

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I, Fernando Cepeda, having been duly sworn, do hereby depose and state:

1. I am a United States Postal Inspector, currently assigned to the Houston Division, McAllen Domicile. As part of my duties I investigate offenses involving the US Mail, to include narcotics shipped via the US Mail. As a Prohibited Mailing Specialist, I investigate the use of the U. S. Mails to illegally mail and receive controlled substances and drug trafficking instrumentalities, in violation of Title 21, United States Code, Sections 841 (a) (1), 843 (b), 846, 853 (a), and 881 (a) (6). I have participated in investigations, which have resulted in the arrest of individuals who have received and distributed controlled substances, as well as the seizure of the illegal drugs and proceeds from the sale of those illegal drugs.

2. Investigations by Postal Inspectors and other federal, state and local law enforcement officials indicate that the area of South Texas, sometimes referred to as "the Valley," is a significant crossing point for illegal drugs into the United States of America. The U. S. Postal Service is one of the means used for transporting both the illegal controlled substances and the money used to pay for those illegal controlled substances. Numerous parcels found to contain illegal controlled substances have been mailed from the Texas Rio Grande Valley for delivery in other cities in the United States.

3. From my training and experience, I know that illegal transactions in controlled substances are typically conducted with United States Currency. United States Currency is used to pay for illegal controlled substances because of the readily identifiable value and because of the difficulty in tracing currency transactions. As a result, large quantities of United States Currency are a "tool of the trade" of illegal drug trafficking and the presence of a large quantity of United States Currency is an indicator of drug trafficking activity.

4. The U. S. Postal Inspection Service conducts a continuous drug interdiction program at the McAllen, TX, Processing and Distribution Center. This affidavit is made in support of an application for a federal search warrant to search a United States Priority Mail Parcel identified on November 10, 2014, described as follows:

Addressee:	Roger Wilson 737 S. Buckeye Kokomo, IN 46901
Return Addressee:	Liza Garcia 123b E. Lantana Street, Apt. A South Padre Island, TX 78597
Postmarked:	November 8, 2014
Weight:	6 Lbs. 8.6 Oz.
USPS Tracking#	9114 9011 5981 5120 8806 36
Office of Mailing:	South Padre Island, TX

5. The aforementioned parcel was initially deemed suspicious because its size, shape and appearance were consistent with parcels, previously identified in other investigations, which were found to contain controlled substances. Furthermore, Liza Garcia could not be associated to the return address and Roger Wilson could not be associated to the intended delivery address.

6. It is the experience of your Affiant, as well as many other police officers engaged in the investigation of narcotic offenses, that the odor of the narcotic escapes from packages containing narcotics and money representing proceeds of narcotics, handled by narcotic dealers, will retain traces of the narcotic. Therefore, the odor of the narcotics in packages and on the currency is many times detectable by narcotic detection canines.

7. On November 12, 2014 the aforementioned subject parcel was separately exposed to a narcotic detection canine named "IWAN" at the U. S. Postal Inspection Service, McAllen Domicile, McAllen, TX. J. Hosick, Canine Officer, with the U. S. Border Patrol Service, handles "IWAN". "IWAN" is certified by the standards of the U. S. Border Patrol Service Canine Enforcement Program. "IWAN" conducted an exterior examination of the above-described parcel and alerted to the presence of narcotics in the above mentioned Priority Mail Parcel.

8. Based on the facts set forth in this Affidavit, your Affiant believes there is probable cause to believe that the aforementioned subject Priority Mail Parcel contains narcotics, narcotic paraphernalia or proceeds from narcotic trafficking. Your Affiant, therefore, seeks the issuance of a search warrant for the seizure of this parcel, and the contents contained therein and any other evidence, fruits of crime, and instrumentalities, in violation of Title 21, United States Code, Sections 841 (a) (1), 843 (b), 846, 853(a), and 881 (a) (6).